

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, December 10, 2008 at 1:00 p.m. in Committee Room #2, City Hall South, 2nd Floor.

Present: Councilmember Howard Shook, Chair Jim Glass, CFO
 Councilmember Clair Muller Departmental Staff
 Councilmember Felicia A. Moore
 Councilmember Jim Maddox
 Councilmember Kwanza Hall
 Councilmember Cleta Winslow

Chairperson Shook called the meeting to order at 1:10 p.m. after declaring a quorum present. The Committee members present were introduced as follows: Councilmembers Clair Muller, Felicia A. Moore, Jim Maddox, Kwanza Hall and Cleta Winslow. Other Departmental staff was present as well.

The Agenda was adopted as printed with one First Read Ordinance. Minutes of the November 24, 2008 Finance/Executive Committee were adopted as well.

DISCUSSION ITEM

STATE OF CITY'S INFRASTRUCTURE STATUS REPORT

Mr. Dave Edwards: Mayor's Office Program Manager addressed the Committee by stating that we are here today to speak about the City's infrastructure. The work you will see today started a year ago. The Mayor thought the budget was \$250 million dollars more than what was budgeted for. Based on the work we decided and what our infrastructure needs we are facing a huge crisis. We spend half of what Europe and China spends on infrastructure. Part of the new President-Elect Obama's Stimulus Package includes infrastructure. We have been working with the Transition Team to find out what our needs are. We have just completed a study. The purpose of the study is to find out what shape the City is in and what infrastructure needs to be replaced. There are two categories, public infrastructure that includes streets, lights, etc. and motorized infrastructure that includes fleet, etc.

Mr. Joe Batista: Commissioner of the Department of Public Works addressed the Committee by stating that all bridges are inspected and graded every two years by GDOT. We look at how to assess the conditions. It is done across the State. We are responsible for 157 bridges in the City of Atlanta. GDOT does an efficiency rating from 1 to 100. Less than 50 are candidates for replacement. Additionally they do a bridge composite rating. The majority of the bridges are in good condition. There are about 18 that have less than a 50 score and need major reassessments. These are candidates for replacement or major repairs. GDOT will be participating in some of the funding. A low efficiency rating does not mean the bridge is unsafe. We take measures of loads. The life cycle is the useful life and bridges have 75 to 100 years of life. They all don't have the same life cycle. The City's fleet is 3300 plus, which is in the General Fund. We have been making investments in our fleet. In 2009 the City will stop. We have invested about \$38 million dollars so far in fleet. Of the 3300, 1300 is older than the life cycle. You look at the percentage of them being out of their life cycle. Most of them are vehicles. We look at the prioritization as well. There are 500 vehicles that are five or ten years or older. Councilmember Moore asked if in addition to the 38 there is another 35. Commissioner Batista responded that we have not been making an investment to have fleet up to par. If we spent \$55 million dollars going into the future, we should invest an additional \$17 million dollars a year. We would then have a fleet within its life cycle. It would reduce the maintenance cost as well. Mr. Edwards added that in order to get the infrastructure where it should be there is a \$750 million dollars gap. If we upgrade to where it should be the City would spend \$100 million dollars per year to maintain it. Every year the expenses vary. We currently are spending about \$50 to \$60 million dollars per year. The \$750 million dollars is not for new infrastructure. We have sale taxes, capital access and GO Bond Referendums. All of it

should be put into a Capital Replacement Revolving Fund. Some Capital Budget generates revenues. To fund this there will be short term opportunities, medium term financing through Nation Infrastructure Bank and other federal instruments; it will need to be combined with regular Bond Referendums. It is the only sustainable method and we believe it should be done in phases. We need to identify \$250 million dollars immediately for infrastructure. The bridges and traffic signals are our main priorities. An upgraded system will provide for public safety and fleet, and facilities should be focused on as well. Fire and Police fleets are in need of replacement and repairs. New sidewalks have the benefits to reduce pedestrian and school traffic. Our sidewalks are in poor shape. Lastly, resurfacing the streets is also a big priority. Councilmember Moore asked about streets that are gravel or rocks. She has citizens having problems getting to their property because the streets were never surfaced. Commissioner Batista responded that we have about 15 miles of unpaved streets in Atlanta. We looked at where the most traffic is. Councilmember Maddox stated that he thought the 1994 Bonds would have paved every street in Atlanta. That is ridiculous. Most of the streets in his area were added to the list, but we are still running behind. Somebody needs to make it a priority. We need to make sure that all of our bridges are safe. Councilmember Muller asked about the sidewalks. She has been asking for us to look at the way sidewalks are financed. She suggested that the Department of Public Works finance sidewalks, but it was too expensive. Commissioner Batista responded that we looked at that. Across the Country it is split about 50/50. We are not out there alone. Councilmember Maddox asked about the Bond Referendum. Mr. Edwards stated that we are suggesting including federal and City Government. Councilmember Maddox stated that the GO would have a better chance of passing. The items not completed needs to be. We need to make sure where we are on those items. All sidewalks around schools should be done. Some of the schools do not have sidewalks. It is time for a new Bond Referendum. We need to keep it moving forward. He then asked about lighting. Commissioner Batista responded that lighting is in this analysis. Last year we paid \$1.2 million dollars to light the expressways. We need to put a request in for some of the bailout money. We need to reverse some of the things we are taking care of. The local citizens are shouldering the cost of infrastructure. We need some assistance to reduce the cost. Councilmember Moore stated that she is glad to get this information, but there is no funding source for this. Is there stormwater money available? Chairperson Shook asked why is storm water not included in the report? Mr. Edwards responded that it is on a different list. Councilmember Moore stated that Cities are sending out their wish list. Your list is not all inclusive. Mr. Edwards responded that it was not in the scope. Councilmember Moore stated that we need to do it again. We have a CIP and to what extent is it part of it. Mr. Edwards responded that the CIP has specific projects. Chairperson Shook asked if the CIP is kept up with and how much of this would be taken care of. Mr. Edwards responded that the CIP is project for project. He suspects that the CIP projects still exists. Councilmember Moore stated that at some point we need to make the CIP compatible. The CIP is a waste of paper because it does not match our actions. It should be followed like the budget. We need to be doing amendments to it. We need a CIP we can rely on. Councilmember Winslow stated that she is concerned with the Fire Stations. Page #22 talks about one Fire Station. Where is it located? Mr. Edwards responded that we went through all Fire Stations and categorized them by priority. Fire Station #7 is not on this list. We only have the ones that are operating. Councilmember Winslow asked about Fire Station #23 because it is on blackout until July. We have talked about the rationales on yesterday in regards to the Fire Stations. Has there been any talk about a Bond Referendum? Mr. Edwards responded that we are suggesting that there be a strategy in place to attract \$250 million dollars. There will be several sources of funding dedicated to infrastructure. Councilmember Winslow stated that she is concerned that we may be going to the public for this. The residents have an outcry in regards to those things. It is time out for hurt feelings and things need to be put back on the list. We have to look at it from a comprehensive standpoint. If it is put before the people there is a good chance it would pass. Fire Station #7 and #23 should not be left out. She is concerned that we will lose a lot of our good Firefighters. The Chief stated that a brownout is when you have two Firefighters at a Firehouse. We are a City of over 500,000 residents. We only have 33 active Fire Stations. We have over 1 million people that come into our City. Our City is

growing. Once we get out of the economic slump we will continue to grow. Councilmember Muller stated that several years ago we launched into a storm water utility and had to give the money back with interest. Is there information left over from back then. The ten categories include school modernization. What has APS done? Mr. Edwards responded that he is not sure. In Chicago, the school projects are part of the City. Councilmember Maddox stated that he agrees that we need to understand everything that is in here. The Administration needs to get with each Councilmember to see if anything is missing. You need to go out to the NPUs and get their input. You should not plan for these things in a time of difficulty. The Bond just passed for Fulton County libraries shows that we took the time to go to each branch and went out to the community for their input. Then when they came up with the plan, everybody was ready to vote for it. People are smarter than we give them credit for. Commissioner Batista responded that the situation we are in is the norm. This is the picture of a lot of investment that was not in the Operating Budget. Chairperson Shook asked if there is a GASB for infrastructure needs. CFO Glass responded that it is what we view as our infrastructure needs on a long term basis. Mr. Edwards responded that the City is disadvantaged with not getting State Funding. Chairperson Shook stated that we got federal funding for water/sewer needs. Commissioner Batista responded that there has never been a federal or state funding for this investment to maintain the infrastructure. Chairperson Shook stated that it is fascinating because everyone is looking to Washington for help and salvation. Councilmember Hall stated that there are a couple of projects ready to go on Auburn Avenue. Councilmember Maddox asked when will you come to Council with legislation. Mr. Edwards responded that this was intended for discussion. Councilmember Martin asked if we plan on having a Work Session. Chairperson Shook stated that the briefing flushed out most of their thinking. Councilmember Muller stated that the whole Council should be involved. This list has gone out already. GMA asked for projects that are ready to go in 18 months. Commissioner Batista responded that there are two different things tied together. The short list includes projects that can be implemented in 120 days and completed in 18 months. The presentation is a long term assessment of capital needs. We are suggesting that part of it be a Bond Referendum. Councilmember Muller stated that the whole Council should have a copy of it. Councilmember Martin stated that Council should have been made aware of the presentation. To hire 200 Police Officers is not infrastructure. It would have been wise to keep some people around if this would be funded right of way. You are firing people with years of service. Is this list more than just capital projects? Councilmember Muller stated that she believes it is. Councilmember Martin asked why not put the Fire Department back. Can we make recommendations? There is a problem with communication. Are we going to hire people back?

Mayor Shirley Franklin: addressed the Committee by stating that the U.S. Conference of Mayors asked for a quick survey of infrastructure needs. It is not a formal application for funding. We sent a letter to Chairman Rangel. We would have to qualify for a portion of the Stimulus Package. We will provide data, submit an application and then have a full discussion. Nationally, it was felt that you could not build infrastructure in a short period of time. She saw this document today for the first time. None of us know if the federal government will have an Economic Stimulus Package. We want our needs taken care of in the package. There will be plenty of opportunities of how to use the funds if they were allocated. Councilmember Martin asked why Public Safety has \$20 million dollars allocated and there is nothing for Fire. If it is funded, will we bring back the Riffed employees? Mayor Franklin responded that we do not know if the COPS will be funded. We included Police because of COPS to hire additional Officers. A similar program in the 1970's was funded. Most Mayors are advocating for the COPS Program. She cannot speak to the Public Safety because they may not have any rules. They would probably have some embedding process. She does not know when the Program would start. Once there are appropriations there will be guidelines and an application process. They are thinking about the CDBG Program as well. We have not advocated for a specific approach. Councilmember Martin stated that there seems to be a spirit of privatization. Mayor Franklin reiterated that she does not know what the Program will be. It is not a statement of principle for or against.

The federal government before and after has been debating vigorously on how to jump start the economy. She believes that the stronger the City economy is the better the U.S. economy will be. Training programs should be expanded as well. The only thing we are proposing is the infrastructure. Councilmember Winslow asked about the blackouts and brownouts. Is there some discussion in regards to a Referendum? Mayor Franklin responded that she has not had a conversation. #1 we have issues with the capital market with \$2 billion dollars in Bonds to refinance Variable Rate Bonds and continued work at Hartsfield. #2 is the disinvestment in infrastructure and #3 are operating issues. It is a question of if we recover we will have more to spend on operating and capital projects. She has not had any conversations, but would be happy to. The value of the infrastructure and capital market is that both have the prospect to jump start the economy. Councilmember Martin asked about the Deloitte Firm and the two Consultants coming to Council. Are they onboard yet? Chairperson Shook responded that one of them came before the Committee and one backed out. CFO Glass added that Deloitte will start the first of the year. Our first priority is to wrap up the Audit and do the Capital Budget. We want to produce monthly financials. Mr. Ian Cooper is already helping with problem solving. We have multiple areas to problem solve. He will meet with Deloitte next week.

CONSENT AGENDA

A FORTEENTH SUPPLEMENT BOND ORDINANCE

08-O-2406 (1)

An Ordinance by Finance/Executive Committee Fourteenth Supplemental Bond Ordinance supplementing the Restated and Amended Master Bond Ordinance of the City of Atlanta adopt asked on March 20, 2000 (99-O-1896), as previously amended and supplemented, particularly as supplemented specifically by that certain Amended and Restated Third Supplemental Bond Ordinance of the City of Atlanta adopted on May 19, 2003 providing for, among other things, the issuance and delivery of the City of Atlanta Variable Rate Airport General Revenue Refunding Bonds Series 2003RF-B and the City of Atlanta Variable Rate Airport General Revenue Refunding Bonds Series 2003RF-C; to authorize the cancellation of the existing MBIA financial guaranty insurance policy insuring said Series 2003RF Bonds and approving the form and authorizing the execution of a cancellation agreement; to authorize the acceptance by the City of a commitment to issue a financial guaranty insurance policy from assured guaranty Corp. and approving the form and authorizing the execution of an insurance and indemnity agreement; to provide for a revised form of said Series 2003RF Bonds and for the execution of said Series 2003RF Bonds; to approve the form and authorize the execution of amendments to standby Bond Purchase Agreements between the City and the Banks providing liquidity support for said Series 2003RF Bonds; to authorize the termination of the interest rate exchange agreements between the City and certain counterparties in connection with said series 2003RF Bonds and approving the form and authorizing the execution of such other instruments and documents necessary or desired in connection with the termination of such interest rate exchange agreements; granting the Mayor the authority to approve and execute such other instruments and documents necessary or desired in connection with the cancellation of the MBIA financial guaranty insurance policy and the substitution of the financial guaranty insurance policy from assured guaranty Corp. and providing for incidental action; authorizing certain officials and employees of the City to take all actions required in connection with the cancellation of the MBIA financial guaranty insurance policy and the substitution of

the financial guaranty insurance policy from assured guaranty Corp.; providing certain other details with respect thereto; providing for severability; providing an effective date; and for other purposes.

FAVORABLE ON FIRST READ

Chairperson Shook offered a motion to **Approve on First Read, 6 Yeas.**

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO WAIVE THE SOURCE SELECTION PROVISIONS

08-O-2412 (2) An Ordinance by Finance/Executive Committee authorizing the Mayor or her Designee to waive the Source Selection provisions contained in the City of Atlanta Code of Ordinances Article X, Procurement and Real Estate Code, to authorize the Chief Financial Officer to remit payment for all outstanding invoices to International Systems Strategies Incorporated in an amount not to exceed sixty thousand dollars (\$60,000.00) for Telecommunications Auditing software and Services. All funds to be charged to and paid from Fund, Department, Organization, and Account Numbers 1001 (General Fund) 050209 (IT Telecommunications) 5232001 (Telephone Expense) 1535000 (Data Processing/Management Information Systems) to ratify the prior provision of goods and services to the City by International Systems Strategies Incorporated; and for other purposes.

FAVORABLE ON FIRST READ

Chairperson Shook offered a motion to **Approve on First Read, 5 Yeas, 1 Nay.**

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO WAIVE THE SOURCE SELECTION PROVISIONS

08-O-2413 (3) An Ordinance by Finance/Executive Committee authorizing the Mayor or her Designee to waive the Source Selection Provisions contained in the City of Atlanta Code of Ordinances Article X, Procurement and Real Estate Code, to authorize the Chief Financial Officer to remit payment for all outstanding invoices to Kronos Incorporated in an amount not to exceed one hundred thirty-one thousand, four hundred eighty-four dollars and one cent (\$131,484.01) for hardware and software maintenance and support for the time and attendance system, all funds to be charged to and paid from Fund, Department, Organization, and Account Numbers 1001 (General Fund) 050102 (IT Administration) 5311001 (Supplies, Consumable) 1535000 (Data Processing/Management Information Systems) and 1001 (General Fund) 050202 (IT Applications) 5424004 (Software (\$5,000+)) 1535000 (Data Processing/Management Information Systems) to ratify the prior provision of goods and services to the City by Kronos; and for other purposes.

FAVORABLE ON FIRST READ

Chairperson Shook offered a motion to **Approve on First Read, 6 Yeas.**

REGULAR AGENDA

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO WAIVE THE APPLICATION OF THE ATLANTA CITY CODE

08-O-2291 (1) A **Substitute** Ordinance by Finance/Executive Committee authorizing the Mayor or her Designee to waive the application of the Atlanta City Code, Article X, the Procurement and Real Estate Code, and authorizing the Mayor her Designee to enter into an Appropriate Renewal Agreement with Oracle USA Inc., for the Oracle RAC Software Licenses and Support for the ERP Application, on behalf of the Department of Information Technology, in an amount not to exceed fifty-six thousand, four hundred forty-six dollars and forty-two cents (\$56,446.42); all contracted work shall be charged to and paid from Fund, Department, Organization, and Account Number 1001 (General Fund) 050202 (IT Applications) 5410001 (Consultant/Professional Services) 1535000 (Data Processing/Management Information System); and for other purposes. **(Finance/Executive Committee Substitute clears up what we are paying for and the time frame, 12/10/08)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute that clears up what we are paying for and the time frame.

Mr. Dan Smith: Chief Information Technology Officer addressed the Committee by stating that this paper changes the date. This is Oracle software maintenance. It is payment for services already rendered. It is something that we do need. Councilmember Winslow asked if DIT will work with it and maintain it. Mr. Smith responded yes. It is software support for day to day operations. Councilmember Winslow stated that last year we entered into a five year agreement with Oracle. It seems like this is another agreement. Mr. Smith responded that it is software maintenance and will be paying for it next year. Councilmember Winslow stated that we have another paper dealing with Oracle. How much more are we going to be paying? Mr. Smith responded that this is ongoing. This is not new. Councilmember Winslow asked if we are adding new systems, how much is it going to be. For each system added, there has to be support services. Mr. Smith responded that this is an existing system that we are using. There is always going to be new technology with Oracle. We need to finish out the Procurement Contract Module. We need some reporting Modules. There is a piece for budget preparation with Cognos. This system has not crashed and is performing well. Councilmember Winslow stated that encumbrances could not be retrieved because the funding was frozen in regards to Fire Station #7. She then asked if there are problems with our encumbrances. She is concerned about that. CFO Glass stated that he has the same concerns and has to do research in order for us to pay our bills. It is laborious. He has put the Consultants on the problem. It troubles him how it binds the City up. It is one of the major problems we have. Councilmember Winslow stated that something is wrong with that software. CFO Glass responded that it was an initial design problem. There was no design of every one of our processes. Each process has major problems. Councilmember Moore asked why these were not authorized in a timely fashion. Mr. Smith responded that he agrees and it is something that needs to be fixed. DIT had no prior knowledge of it before accepting responsibility. Councilmember Moore stated that this continuing Code waiving needs to stop. We still can't figure out when a contract expires. She needs to understand what does not work. Mr. Smith responded that he has accepted the responsibility. He will be part of the resolution. Councilmember Hall stated that he has the same frustration. How do we move forward in the future? Councilmember Maddox asked if we could Hold this and get some answers.

Mr. Dave Chapman: Deputy Chief Procurement Officer addressed the Committee by stating that there were funding issues. The user Agency should have straightened it out themselves. Councilmember Winslow stated that she is concerned. Mr. Smith responded that we do not have the business process in place. Dealing with large systems means that there is a success. It is extremely reliable. You have consolidated payrolls. You have centralized AP processes. It is a culture change. You have gone from a cash basis to an accrual basis. Councilmember Winslow stated that she gets angry when employees are having problems with Oracle. Councilmember Maddox asked how can we prevent this from happening in the future.

Mr. Adam Smith: Chief Procurement Officer addressed the Committee by stating that we have heard this issue time after time and recognize the dire need to stop it. It is the responsibility of the Department to know when contracts expire. We provide notices. This legislation will help get us to the module. The implementation of the Procurement piece will be in March. Councilmember Maddox stated that we may have more money than we have because of encumbrances being held up. CFO Glass responded that we need to understand what our expenses are before you close the books. First he has to get the Audit and the CAFR done. The first quarter expenses were an attempt to understand where we are. Councilmember Maddox offered a motion to **Approve on Substitute, 3 Yeas, 3 Nays**. Councilmember Hall Reconsidered his vote, **Approve on Substitute 3 Yeas, 2 Nays, 1 Abstention**. Councilmember Fauver stated that she does not understand why Procurement is not the source of managing contracts. It seems that the obligation should be with Procurement. CFO Glass responded that it is worked through our Department. They tell us if the bill is paid. He will take the list and have it detailed. It is one of our chief problems. Councilmember Fauver stated that there are some interesting figures on the list.

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO WAIVE THE APPLICATION OF THE ATLANTA CITY CODE

08-O-2292 (2) A **Substitute** Ordinance by Finance/Executive Committee authorizing the Mayor or her Designee to waive the application of the Atlanta City Code, Article X, the Procurement and Real Estate Code, and authorizing the Mayor or her Designee to enter into an Appropriate Renewal Agreement with Oracle USA Inc., for the Oracle Database Software Licenses and Support for the ERP Application, on behalf of the Department of Information Technology, in an amount not to exceed seventy thousand, one hundred seventy-nine dollars and ninety-nine cents (\$70,179.99); all contracted work shall be charged to and paid from Fund, Department, Organization, and Account Number 1001 (General Fund) 050202 (IT Applications) 5410001 (Consultant/Professional Services) 1535000 (Data Processing/Management Information System); and for other purposes. **(Finance/Executive Committee Substitute..., 12/10/08)**

FAVORABLE ON SUBSTITUTE

Mr. Smith stated that this is for 14 databases. It is software maintenance. Councilmember Winslow asked if it is part of the \$5 million dollars. Mr. Smith responded that he does not know. Councilmember Maddox offered a motion to **Approve on Substitute, 3 Yeas, 2 Nays, 1 Abstention**.

TO AUTHORIZE THE CHIEF FINANCIAL OFFICE TO AMEND THE FY 2009 WATER AND WASTEWATER BUDGET

08-O-2295 (3) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to amend the FY 2009 Water and Wastewater Budget, on behalf of the Department of Watershed

Management, in the amount of five hundred thirty nine thousand dollars and no cents (\$539,000.00) by transferring funds from 5052 (Water and Wastewater) 200101 (NDP Reservation of Fund) 5999901 (Reserve Conversion Account) 1512000 (Accounting) to 5051 (Water and Wastewater) 170201 (DWM Wastewater Treatment) 5750002 (Property/Liquidation) 4310000 (Sanitary/Administration) for Litigation Expenses Associated with Department of Watershed Management Matters; and for other purposes.

FILE

Chairperson Shook offered a motion to **File, 6 Yeas** because it is a duplicate.

TO WAIVE THE ATLANTA CITY CODE OF ORDINANCES

08-O-2351 (4) A **Substitute** Ordinance by Finance/Executive Committee waiving the Atlanta City Code of Ordinances, Article X, the Procurement and Real Estate Code, to authorize the extension of Contract No. FC-6007000058, Post-Production Support for Enterprise Resource Planning with Oracle USA, Inc., on behalf of the Department of Information Technology, and to add funding in an amount not to exceed one million, two hundred fifty thousand dollars and no cents (\$1,250,000.00); all contracted work to be charged to and paid from Fund, Department, Organization and Account Number 1001 (General Fund) 050202 (IT Applications 5213001 (Consulting/Professional Services) 1535000 (Data Processing/Management Information Systems); and for other purposes. **(Finance/Executive Committee Substitute changes the date, 12/10/08)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute to change the date.

Mr. Smith stated that this provides for Oracle maintenance from January to June. DIT only got trained for four months and we need more experience. We are running the system ourselves. His concern is that we need this help. Councilmember Moore stated that the first Whereas is for a one year contract of \$1.250 million dollars and you are asking for an additional six months. The next Whereas says the Chief Procurement Officer adds six months and additional time.

Ms. Angela Hinton: Senior Assistant City Attorney addressed the Committee by stating that this will go to Council after the expiration date and there are administration costs. Councilmember Moore asked how do we go from \$1.250 to \$3.750 million dollars in five days. Senior Assistant City Attorney Hinton responded that it is inclusive of the entire contract. It is for 18 months. Councilmember Moore asked what is the period of time for this paper? Why are we going at it like this? Mr. Smith responded that the intention was to be up to speed and it did not occur. We are not at the point to make sure we are capable of running the system before Oracle leaves. There was an extension. CFO Glass added that we want to encumber \$1.250 million dollars. Next year we would encumber the rest. It allows DIT to become much more efficient. We moved the entire ERP Team in the DIT area. Councilmember Winslow asked once DIT is trained, will they train other employees. Mr. Smith responded that we have Procurement, Finance and HR people to do training. Councilmember Winslow stated that she thought that a person in each Department was working on Oracle. Mr. Smith responded that the ERP Team is still in place and yes, DIT will train others. There is still training going on with HR. There is a training schedule and an on demand schedule. We set up training for our timekeepers regarding furloughs as well. Councilmember Maddox offered a motion to Approve, **5 Yeas, 1 Nay**.

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

08-O-2352 (5) An Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code, of the City of Atlanta Code of Ordinances, to authorize a month-to-month Contract with Novapro Risk Solutions, LP, for up to six (6) months or until another vendor is accepted, for Workers' Compensation Third Party Administration, Healthcare Management and Litigation Management, on behalf of the Department of Finance, in an amount not to exceed \$777,150.00; all expenses to be charged to and paid from Fund Department Organization and Account Number: 1001 (General Fund) 200307 (NDP Workers' Compensation Expenses) 5127001 (Workers' Compensation Inc) 1555000 (Risk Management) (Previously 1A01/General Fund; 515001/Workers Compensation Inc; T33301/Workers' Compensation Expenses); and for other purposes.

FAVORABLE

CFO Glass stated that he has an RFP to get this moved quickly. We obviously let something fall through the cracks. We can't let the Worker's Comp contract lapse. Councilmember Moore stated that we do need this. Councilmember Maddox offered a motion to **Approve, 5 Yeas, 1 Nay.**

TO AUTHORIZE THE EXTENSION OF CONTRACT NO. FC-7593-03

08-O-2425 (6) An Ordinance by Councilmember Clair Muller **as Substituted by Finance/Executive Committee (1), 12/10/08** (i) authorizing the extension of Contract No. FC-7593-03 with Eagle Group International from December 14, 2008, until January 13, 2009, (ii) waiving the Competitive Source Selection Requirements of the City's Procurement and Real Estate Code, as well as any other conflicting Code Provisions; in an amount not to exceed \$200,000. All contracted work will be charged to and paid from FDOA 5501 (Airport Revenue Fund) 180312 (Operations) 5212001 (Consulting/ Professional Services) 7563000 (Airport); and for other purposes. **(Finance/Executive Committee Substitute clarifies the date, 12/10/08)**

FAVORABLE ON SUBSTITUTE

Councilmember Muller stated that we have a Quality Customer Service provider at the Airport. The Committee amended the paper to extend the current contract to January 13th for the holiday season. Councilmember Moore stated that we are trying to make a better transition. Councilmember Muller stated that we did not know at the time. She then offered a motion to **Approve on Substitute, 6 Yeas.**

Ms. Anita Williams: of the Department of Aviation addressed the Committee by stating that the Substitute clarifies the date.

TO AUTHORIZE A REIMBURSEMENT OF DEVELOPMENT IMPACT FEES PAID BY DEWBERRY CAPITAL CORPORATION

08-O-2433 (7) An Ordinance by Councilmember Anne Fauver **as Substituted by Finance/Executive Committee (1), 12/10/08** authorizing a reimbursement of Development Impact Fees paid by Dewberry

Capital Corporation at 1543-1559 Peachtree Street and the granting of future Impact Fee Credits in connection with infrastructure improvement which were required pursuant to zoning conditions imposed by Ordinance 99-O-1235; and for other purposes. **(Finance/Executive Committee Substitute provides the Account Numbers, 12/10/08)**

FAVORABLE ON SUBSTITUTE

Mr. Lem Ward: Senior Assistant City Attorney addressed the Committee by stating that the Substitute provides the Account Numbers. In 1999 when the last building was completed, there were street changes. The changes were at the developer's expense and we would give them Impact Fee credits. There is currently about four times the amount expended, which equals to about \$3 million dollars. We will compose an Agreement with the Dewberry lawyers. Councilmember Moore asked if they can be given to others. They can transfer the credits to others or sale them. It is the City's policy for them to be transferrable. Councilmember Winslow asked if we have the money through the Impact Fees. CFO Glass responded yes the funds are available. Councilmember Winslow offered a motion to **Approve on Substitute, 6 Yeas.**

TO WAIVE ARTICLE X, SECTION 2-1188 OF THE CITY OF ATLANTA REAL ESTATE AND PROCUREMENT CODE

08-O-2435 (8) An Ordinance by Councilmember Ceasar C. Mitchell and Carla Smith to waive Article X, Section 2-1188 (II) of the City of Atlanta Real Estate and Procurement Code to allow the Chief Procurement Officer to negotiate the adjustment of the bid price, changes in the bid requirements and scope of work with the lowest responsive and responsible bidder for the project numbered FC-4670, Contract for Sewer Group Two Rehabilitation Phase 1-Pipe Bursting, Contract C, on behalf of the Department of Watershed Management, to the extent that Section 2-1188 (II) conflicts with State Law, O.C.G.A. Section 36-91-21(b)(4); to authorize the Chief Procurement Officer to negotiate with the lowest responsive and responsible bidder for FC-4670; and for other purposes.

FAVORABLE

Chairperson Shook said that we knew the savings was about \$1 million dollars. The Department promised to have a conversation with the Company to lower their price and they agreed to by a \$400,000 provision allowing them to start quickly. The waiver is here because of a legal caution. Councilmember Muller offered a motion to **Approve, 6 Yeas.**

TO AMEND RESOLUTION 08-R-1783

08-R-2319 (1) A Resolution by Councilmember Anne Fauver to amend Resolution 08-R-1783 to authorize the Mayor or her Designee to establish a recovery charge of 19.8% which reimburses the City for compensation to MSB Government Services for FC-4678-08; for delinquent account receivables at a compensation rate of 19.8% of principal amount collected to be charged and paid from various Fund, Department Organization and Account Numbers listed herein; all revenue generated shall be deposited to various Fund, Department Organization and Account Numbers listed herein and for other purposes. **(Favorable, 11/24/08); (Referred back by Full Council, 12/1/08)**

FAVORABLE

Chairperson Shook stated that a Public Hearing was advertised. He then gave the public an opportunity to speak. Councilmember Moore offered a motion to **Approve, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO EXECUTE A CONTRACT WITH HONEYWELL, INC. FOR FC-4714

08-R-2414 (2) A Resolution by Finance/Executive Committee authorizing the Mayor to execute a Contract with Honeywell, Inc. for FC-4714, Citywide HVAC Services on behalf of the Executive Offices-Office of Enterprise Assets Management to include the sites and funding of the Departments listed herein in an amount not to exceed one million, five hundred five thousand, nine hundred sixty-four dollars and thirty-one cents (\$1,505,964.31). All contracted work shall be charged to and paid from Fund, Department, Account, and Function Activities listed; and for other purposes.

FAVORABLE

Ms. Althea Smith: of the Office of Enterprise Assets Management addressed the Committee by stating that the term of the agreement is for three years with two one year renewals. It is for maintenance. Councilmember Moore stated that it is freezing in the building. Ms. Smith responded that we are trying to conserve energy. Councilmember Moore offered a motion to **Approve, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO EXECUTE AMENDMENT NO. 2 WITH A-ACTION JANITORIAL SERVICE, INC.

08-R-2415 (3) A Resolution by Finance/Executive Committee authorizing the Mayor to execute Amendment No. 2 with A-Action Janitorial Service, Inc. for FC-7665-04A, Citywide Janitorial Services, on behalf of the Executive Offices-Office of Enterprise Assets Management to appropriate FY-09 funding on behalf of the Department of Watershed Management in an amount not to exceed one hundred thirteen thousand, six hundred dollars (\$113,600.00); all contracted work shall be charged to and paid from 5051 (Water & Wastewater Revenue Fund), Department 170407 (DWM Drinking Water Facility Maintenance), Account 5212001 (Consulting/Professional Services) 4430000 Function Activity (Treatment) and for other purposes.

FAVORABLE

Ms. Smith stated that this is Amendment #2. Councilmember Moore offered a motion to **Approve, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO EXECUTE AMENDMENT NO. 5 TO CONTRACT NO. FC-600500788B

08-R-2416 (4) A Resolution by Finance/Executive Committee authorizing the Mayor to execute Amendment No. 5 to Contract No. FC-6005007888B, Citywide Security Guard Services, between the City of Atlanta and Dothan Security, Inc. on behalf of the Executive Offices-Office of Enterprise Assets Management to add FY-09 funding in an amount not to exceed two hundred thousand dollars and zero cents (\$200,000.00) for the Department of Watershed Management-Bureau of Security. All contracted work shall be charged to and paid from 5051 (Water & Wastewater Revenue Fund), Department 170901 (DWM Watershed Security),

Account 5212001 (Consulting/Professional Services), 392000 Function Activity; and for other purposes.

FAVORABLE

Ms. Smith stated that this is for security for Watershed Management. Councilmember Moore offered a motion to **Approve, 6 Yeas.**

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ENTER INTO AN INTERGOVERNMENTAL GRANT AGREEMENT

08-R-2431 (5) A Resolution by Councilmember Kwanza Hall authorizing the Mayor or her Designee to enter into an Intergovernmental Grant Agreement with the Georgia Department of Community Affairs (DCA) to accept a Local Assistance Grant on behalf of Hands On Atlanta in the amount of ten thousand dollars (\$10,000.00) for the purpose of funding innovative and new approaches to encourage volunteerism and civic engagement in Atlanta; and for other purposes.

FAVORABLE

Councilmember Maddox offered a motion to **Approve, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO EXECUTE A MASTER AGREEMENT WITH TDC SYSTEMS INTEGRATION, INC.

06-R-1667 (1) An **Amended** Resolution by Finance/Executive Committee Authorizing the Mayor to execute a Master Agreement with TDC Systems Integration, Inc. for FC-6006007881, Citywide On-Call Services for Information Technology Staffing; authorizing the Chief Information Officer of the Department of Information Technology, the Director of Information Technology of the Department of Watershed Management and the Aviation Information Systems Director of the Department of Aviation to execute all statements of work; all contracted work shall be Charged To and Paid From Various Fund, Account and Center Numbers; and for other purposes. **(Amended and Held, 8/16/06 at the request of the Committee to allow time pending additional review)**

HELD

TO AMEND THE PROCUREMENT CODE OF THE CITY OF ATLANTA, GEORGIA

07-O-0138 (2) An Ordinance by Councilmember Ceasar C. Mitchell to Amend the Procurement Code of the City of Atlanta, Georgia by Adding to Section 2-1142; monthly report to City Council; and for other purposes. **(Held, 1/31/07 at the request of the Department of Procurement for an additional study)**

HELD

TO PROVIDE FOR THE ANNEXATION OF 4605 BIRDIE LANE, SW, ATLANTA, GEORGIA, 30331

07-O-0623 (3) An Ordinance by Councilmember Jim Maddox to provide for the Annexation of 4605 Birdie Lane, SW, Atlanta, Georgia, 30331, 0.404 acres of land located in Land Lot 61 of the 14th District of Fulton County to the corporate limits of the City of Atlanta,

Georgia; to provide for the notification of the Department of Community Affairs of the State of Georgia of such Annexation; and for other purposes. **(Held, 3/28/07 to ensure annexation procedures are executed appropriately)**

HELD

TO PROVIDE FOR THE ANNEXATION OF LAND KNOWN AS THE ORKNEY/LANARK DRIVE COMMUNITY

07-O-0968 (4) An Ordinance by Councilmember Jim Maddox to provide for the Annexation of land known as the Orkney/Lanark Drive Community to the Corporate Limits of the City of Atlanta; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 5/16/07 due to State requirement)**

HELD

TO AMEND ARTICLE V. CLASSIFICATION PLAN, OF THE CODE OF ORDINANCES, CITY OF ATLANTA, GEORGIA

07-O-0974 (5) An Ordinance by Councilmember C.T. Martin **as Substituted by Finance/Executive Committee** to Amend Article V. Classification Plan, of the Code of Ordinances, City of Atlanta, Georgia, so as to create (215) positions in the Atlanta Police Department; and for other purposes. **(Substituted and Held, 5/16/07 in conjunction with consideration of 2008 Budget)**

HELD

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ALLOW THE CITY TO IMPOSE A VERIFICATION/CONVENIENCE FEE

07-O-1087 (6) A **Substitute** Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to allow the City to impose a verification/convenience fee in the amount of \$4.50 on credit cards users, on-line payment users, electronic check users, or interactive voice response users submitting payments for fees and/or fines imposed by the City of Atlanta such as those associated with traffic enforcement and Water and Wastewater City Services; to recover the cost the City pays to third-party vendors to process such payments; all collected funds will be deposited into various Fund, Account and Center Numbers; and for other purposes. **(Referred back to Finance/Executive Committee by Council, August 20, 2007); (Held, 8/29/07)**

HELD

TO ENCOURAGE MEMBERS OF THE UNITED STATES CONGRESS TO SUPPORT THE EMPLOYEE FREE CHOICE ACT

07-R-1904 (7) A Resolution by Councilmember Joyce M. Sheperd that encourages Members of the United States Congress to support the Employee Free Choice Act which authorizes the National Labor Relations Board to certify a union as the bargaining representative when a majority of employees voluntarily sign authorizations designating that union to represent them. **(Held, 9/12/07 at the request of the Committee to discuss with the Author)**

HELD**TO SUPPORT H.R. 2447**

- 07-R-2138 (8) A Resolution by Councilmember Ceasar C. Mitchell to support H.R. 2447 to establish an Energy and Environment Block Grant Program that is presently before the United States Congress; and for other purposes. **(Held, 10/10/07)**

HELD**TO ENDORSE HR 3535 HOMEBUYER'S PROTECTION ACT OF 2007**

- 07-R-2139 (9) A Resolution by Councilmember Ceasar C. Mitchell to endorse HR 3535 Homebuyer's Protection Act of 2007 pending in the United States Congress; to urge the Georgia Congressional Delegation to support the Act; and for other purposes. **(Held, 10/10/07)**

HELD**TO RESCIND ORDINANCE 07-O-2410**

- 08-O-0295 (10) An Ordinance by Councilmembers H. Lamar Willis, Anne Fauver, Felicia A. Moore, Natalyn Archibong and Ivory Lee Young, Jr. to rescind Ordinance 07-O-2410; and for other purposes. **(Held, 2/13/08)**

HELD**A TWELFTH SUPPLEMENTAL BOND ORDINANCE**

- 08-O-0299 (11) An Ordinance by Councilmember Howard Shook a Twelfth Supplemental Bond Ordinance supplementing the restated and amended Master Bond Ordinance of the City of Atlanta adopted on March 20, 2000, as previously amended and supplemented, to authorize the issuance by the City of Atlanta of its variable rate Airport General Revenue Refunding Bonds, Series 2008A, in one or more Series, in an aggregate principal amount of not to exceed \$550,000,000, each to bear interest in a variable rate mode; to refund all or a portion of the City's variable rate Airport General Revenue Refunding Bonds, Series 2003RF-B and Series 2003RF-C; to provide for a reasonably required Debt Service Reserve; to provide for the rights of the holders of said Bonds; to make certain other covenants and agreements in connection with the issuance of such Bonds; to provide certain terms and details of said Bonds, including authorizing delegated negotiated sales of said Bonds; to provide for the execution of certain agreements relating to one or more credit and/or liquidity facilities with respect to the Series 2008A Bonds; to pay expenses relating thereto; to authorize the preparation, use and distribution of one or more preliminary and final official statements in connection with the offer and sale of the Series 2008A Bonds; to provide for the annual submission of certain financial information and operating data pursuant to Rule 15C2-12 of the Securities and Exchange Commission; to designate one or more Underwriters and Remarketing Agents, and a Tender and Paying Agent and to approve forms of various other agreements in connection with the Issuance of said Bonds; providing for incidental action; providing

for severability; to provide and effective date; and for other related purposes. **(Held, 2/13/08)**

HELD

TO AUTHORIZE THE CHIEF PROCUREMENT OFFICER TO PURCHASE PROPERTY LOCATED AT 207/211 VINE STREET

08-O-0402 (12) An Ordinance by Finance/Executive Committee authorizing the Chief Procurement Officer to purchase property located at 207/211 Vine Street and 601/605 Spencer Street, Atlanta, Georgia 30314; to provide for the appraisal of the property; to obtain title reports; to negotiate the purchase price of the property; to authorize the use of legal proceedings if necessary to obtain the property; to accept funds in the amount of \$725,000.00 from the Atlanta Development Authority to be applied towards the purchase of the property; and for other purposes. **(Held, 3/12/08)**

HELD

TO AUTHORIZE THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE FULTON COUNTY DISTRICT ATTORNEY

08-R-0510 (13) A Resolution by Councilmembers Howard Shook and Cleta Winslow authorizing the Mayor to enter into an Intergovernmental Agreement with the Fulton County District Attorney for a period of three years in an amount not to exceed twenty six thousand dollars and no cents (\$26,000.00) per month for services for the City of Atlanta under for Consultation and Support Services to Victims and Witnesses of Crime; all contracted work to be Charged and and Paid From Fund, Account and Center Number 3P01 (Agency Fund) 264017 (Muni Court VW ASST PRG (MCVW) A00001 (Balance Sheet Center); and for other purposes. **(Held, 3/12/08)**

HELD

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ENGAGE ON BEHALF OF THE CITY OF ATLANTA TO ESTABLISH AND IMPLEMENT A COST NEUTRAL DEFERRED RETIREMENT OPTION RETIREMENT PLAN

08-O-0736 (14) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to engage on behalf of the City of Atlanta to establish and implement a Cost Neutral Deferred Retirement Option Retirement Plan as an additional benefit for the members of the City of Atlanta Firefighter's Pension Fund and the City of Atlanta Police Officers Pension Fund; and for other purposes. **(Held, 5/14/08)**

HELD

TO PROVIDE FOR THE ISSUANCE AND SALE OF TAX ALLOCATION BONDS

08-O-0822 (15) An Ordinance by Councilmember Felicia A. Moore to provide for the Issuance and Sale of Tax Allocation Bonds (Perry Bolton Project), Series 2008, in the aggregate principal amount not to exceed \$1_____ (the "Series 2008 Bonds"), to pay, or to be applied or contributed toward, the payment of redevelopment costs associated with the Projects identified on Schedule 1 hereto

(the “2008 Projects); to authorize paying expenses incident to accomplishing the foregoing; to authorize the execution of a Indenture of Trust, a Bond Placement Agreement, Separate Development Agreements with the developers of each of the 2008 Projects and approving the use and distribution of a Preliminary Limited Offering Memorandum and Final Limited Offering Memorandum; to clarify the intent of the initial Resolution (as defined herein) with respect to the termination of the Perry Bolton TAD (as defined herein) and for certain other purposes, all in connection with the Issuance and Sale of the foregoing described Series 2008 Bonds. **(Held, 4/30/08)**

HELD

TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA

08-O-0829 (16) An Ordinance by Howard Shook to amend the Charter of the City of Atlanta, Georgia adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1. Et Seq., as amended, so as to amend the Charter of the City of Atlanta, Georgia, 1996 GA. Laws P. 4469, Et Seq., by amending Article 2, Chapter 3, Section 2-302© so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in an increase in taxes, fees, or bond indebtedness; and for other purposes. **(3rd Reading/Final Adoption); (Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER TWO, ARTICLE VI, DIVISION 2, SUBDIVISION II, SECTION 2-351

08-O-0830 (17) An Ordinance by Howard Shook to amend Chapter two, Article VI, Division 2, Subdivision II, Section 2-351 (Entitled, “Authorization to Issue Commercial Paper.”) of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any ordinance that would result in an increase in Bond Indebtedness; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER 146, DIVISION 1, ARTICLE II, SECTION 146-26

08-O-0831 (18) An Ordinance by Howard Shook to Amend Chapter 146, Division 1, Article II, Section 146-26 (Entitled, “Levy.”), Chapter 146, Article II, Section 146-79 (Entitled, “Levied.”) and Chapter 146, Article IV, Section 146-113 (Entitled, “Excise Tax Levied; Collection.”) of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in an increase in taxes; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER TWO, ARTICLE II, DIVISION 2, SUBDIVISION 1, SECTION 2-69

- 08-O-0833 (19) An Ordinance by Howard Shook to amend Chapter Two, Article II, Division 2, Subdivision I, Section 2-69 (Entitled, "Quorum; Vote Required for Passage of Legislation.") and Chapter Two, Article II, Division 2, Subdivision II, Section 2-96© (Entitled, "Presence at Meetings; Voting on Questions.") of the Code of Ordinances of the City of Atlanta, so as to require an Affirmative Vote of two-thirds of the total membership of the City Council to approve any ordinance that would result in new fees and taxes or an increase in existing taxes, fees, or bond indebtedness; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER TWO, ARTICLE II, DIVISION 2, SUBDIVISION II, SECTION 2-105

- 08-O-0834 (20) An Ordinance by Councilmember Howard Shook as amended by Finance /Executive Committee to amend Chapter Two, Article II, Division 2, Subdivision II, Section 2-105 (Entitled, "Establishment or Change in Fees for Service; Notice to Public.") of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in new fees and an increase in fees; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO REQUIRE NOTICE IN CITY CONTRACTS

- 08-R-1233 (21) An Ordinance by Councilmembers Felicia Moore, Carla Smith, Joyce Sheperd, H. Lamar Willis, C.T. Martin, Natalyn Archibong, Ivory Lee Young, Jr., Ceasar C. Mitchell, Howard Shook, Clair Muller and Kwanza Hall to require notice in City Contracts regarding the requirements for Legislative Authorization in advance of rendering services of demand for payment; and for other purposes. **(Held 6/11/08 at the request of the Committee to allow Law Department to provide additional information.)**

HELD

TO AMEND THE PENSION ACTS APPLICABLE TO MEMBERS OF THE GENERAL EMPLOYEES PENSION FUND

- 08-O-1545 (22) An Ordinance by Councilmember C.T. Martin to amend the Pension Acts applicable to members of the General Employees Pension Fund of the City of Atlanta, so as to provide for a Retirement Program for employees involuntarily separated to balance the City of Atlanta 2009 and 2010 Fiscal Year Budgets and for Reorganization of the Workforce; and for other purposes. **(Held for Actuary Report, 7/30/08)**

HELD

Ms. Benita Taylor: addressed the Committee by stating that she was employed with the Department of Corrections for 23 years. She got a notice on July 11th that her position was Riffed a year ago due to the MSO Office. Because Corrections did not have anyone to do her functions, they kept her on for one year. She collected money from ICE, did the budget, did payroll, etc. When she was first employed she was under the Department of Public Safety, Commissioner Napier. She thought that MSO was going to send all of the employees back to their locations because it was not working. When MSO was created she was a Grade 21. Since then her position has been abolished. She is being extremely penalized because she started with the City at age 20. She heard that there was a paper introduced by Councilmember Martin regarding cutting the penalty in half for involuntary separation. She knew that she was in a Filled Out of Class position. The Department of Human Resources told her that she could not add her name to the list. Her concern is if that paper will be extended. The Pension Board told her that a Study would have to be done first. Chairperson Shook stated that the Pension Board has asked for a report from the Actuary. The MSO Office was supposed to be a savings opportunity. Councilmember Hall stated that we did not know how to address the issues at the Pension Board meeting. Ms. Taylor stated that MSO hired a person in her position who had only been with the City for two years. MSO hired their own people. Chairperson Shook asked when will the Study come back to the Pension Board. Councilmember Hall responded that Segal and Company is doing it. It may take another month or so. Chairperson Shook stated that he would be happy to talk with her on tomorrow. Ms. Taylor responded that her main focus is getting the penalty cut in half. Councilmember Maddox asked if she receives her husband pension as well. Ms. Taylor responded yes she does, but he was penalized because of his age as well.

Mr. Alfred Berry: President of the General Employees Pension Board addressed the Committee by stating that Ms. Taylor came to the Pension Board meeting and spoke two months ago. We are awaiting the Actuary Report. The Board asked Segal and Company to do it on our behalf. It was done for the other group of Riffed employees as well.

TO AMEND THE FY 2009 (GENERAL FUND) BUDGET

08-O-1546 (23) An Ordinance by Councilmembers Felicia A. Moore, Cleta Winslow, Joyce M. Sheperd, H. Lamar Willis, Mary Norwood, Ivory Lee Young, Jr., Cesar C. Mitchell, Anne Fauver, Natalyn Archibong and Kwanza Hall to amend the FY 2009 (General Fund) Budget to reestablish the Department of Fire and Rescue Special Operations Squad by transferring appropriations from various non-personnel accounts yet to be determined to the Department of Fire and Rescue Budget Fund Department Account and Organization Number; and for other purposes.
(Held, 7/30/08)

HELD

A THIRTEENTH SUPPLEMENTAL BOND ORDINANCE

08-O-1586 (24) An Ordinance by Finance/Executive Committee a Thirteenth Supplemental Bond Ordinance supplementing the restated and amended Master Bond Ordinance of the City of Atlanta adopted on March 20, 2000 (99-O-1896), as amended and supplemented by the First Supplemental Bond Ordinance of the City of Atlanta adopted on March 30, 2000 (00-O-0214), the Second Supplemental Bond Ordinance of the City of Atlanta adopted on October 7, 2002 (02-O-1463), the amended and restated Third Supplemental Bond Ordinance of the City of Atlanta adopted on May 19, 2003 (03-O-772), the Fourth Supplemental Bond Ordinance of the City of Atlanta adopted on June 2, 2003 (03-O-0835), the Fifth Supplemental Bond Ordinance of the City of

Atlanta adopted on September 15, 2003 (03-O-1448), the Sixth Supplemental Bond Ordinance of the City of Atlanta adopted on November 17, 2003 (03-O-1871), the Seventh Supplemental Bond Ordinance of the City of Atlanta adopted on April 19, 2004 (04-O-0431) and the Eighth Supplemental Bond Ordinance of the City of Atlanta adopted on October 18, 2004 (04-O-1811), the Ninth Supplemental Bond Ordinance of the City of Atlanta adopted on October 3, 2005 (05-O-1717), the Tenth Supplemental Bond Ordinance of the City of Atlanta adopted on April 17, 2006 (06-O-0551), the Eleventh Supplemental Bond Ordinance of the City of Atlanta adopted on April 17, 2006 (06-O-0552), and the Twelfth Supplemental Bond Ordinance of the City of Atlanta adopted on February 18, 2008 (08-O-0216), to provide for the Issuance of Airport Limited Obligation Bond Anticipation Notes, to provide funds to finance or refinance, in whole or in part on an interim basis, the cost of the planning, engineering, design, acquisition and construction of certain improvements to Hartsfield-Jackson Atlanta International Airport, and to pay expenses relating thereto, to authorize and approve the preparation, use and distribution of an Official Statement in connection with the offer and sale of the Bond Anticipation Notes; to provide for the form of the Bond Anticipation Notes and for the execution of the Bond Anticipation Notes; to provide for the place of payment of the principal of and interest on the Bond Anticipation Notes; to amend certain provisions of the restated and amended Master Bond Ordinance relating to maintenance of the Debt Service Reserve requirement and conditions for Issuance of additional Bonds and for other purposes. **(Held, 9/10/08)**

HELD

TO AMEND THE FY 2009 (GENERAL FUND) BUDGET TO REOPEN AND MAINTAIN ATLANTA FIRE STATION NO. 7

08-O-1688 (25) An Ordinance by Councilmember Ceasar C. Mitchell to amend the FY 2009 (General Fund) Budget to reopen and maintain Atlanta Fire Station No. 7 by Transferring Appropriations from various Consulting, Supply, Travel and Other Non-Personnel Accounts yet to be determined to the Department of Fire and Rescue Budget Fund Department Account and Organization Number; and for other purposes. **(Forward with no Recommendation, 8/27/08); (Forwarded back by Full Council, 9/2/08); (Held, 9/10/08)**

HELD

TO ESTABLISH A CITY OF ATLANTA TAXATION AND SERVICE DELIVERY TECHNICAL ADVISORY COMMITTEE

08-R-1752 (26) A Resolution by Councilmember Mary Norwood establishing a City of Atlanta Taxation and Service Delivery Technical Advisory Committee; and for other purposes. **(Held, 9/10/08)**

HELD

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ACCEPT A DONATION IN THE AMOUNT OF \$

08-O-2034 (27) An Ordinance by Councilmember Cleta Winslow authorizing the Mayor or her Designee to accept a donation in the amount of

\$_____ from the Atlanta Fire Foundation on behalf of the Atlanta Department of Fire and Rescue to fund the renovation of Fire Station #7; and for other purposes. **(Held, 10/15/08)**

HELD

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ENTER INTO A CONTRACTUAL AGREEMENT WITH IRON MOUNTAIN

08-R-2108 (28) A Resolution by Finance/Executive Committee authorizing the Mayor or her Designee to enter into a Contractual Agreement with Iron Mountain to provide for the removal of all records from City Hall East and to store the City's Records in accordance with the various approved retention schedules; said expense associated with this Contract shall be Charged To 1001 (General Fund) 200313 (NDP Records Management) 5212001 (Consultant/Professional Services) 1580000; and for other purposes. **(Held, 10/29/08)**

HELD

TO AMEND CHAPTER 114 ARTICLE IV DIVISION 12 SECTION 14-379 OF THE CODE OF ORDINANCE OF THE CITY OF ATLANTA

08-O-2135 (29) An Ordinance by Councilmembers H. Lamar Willis and C.T. Martin to amend Chapter 114 Article IV Division 12 Section 14-379 of the Code of Ordinance of the City of Atlanta so as to provide for Written Justification and Hearing for any Reduction In Force by Executive or Legislative Actions involving Public Safety and Court Employees; to waive conflicting Ordinances; and for other purposes. **(Held, 10/29/08); (Held and Substituted, 11/12/08)**

HELD

TO AMEND ARTICLE "V" CLASSIFICATION PLAN, SECTION 114-477

08-O-2257 (30) An Ordinance by Councilmember C.T. Martin to amend Article "V" Classification Plan, Section 114-477, of the Code of Ordinances, City of Atlanta, Georgia, so as to create a Classification and Position of Economist; and for other purposes. **(Held, 11/12/08)**

HELD

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT PURSUANT TO SECTION 2-1601 ET. SEQ. OF THE CITY OF ATLANTA CODE OF ORDINANCES

08-R-2289 (31) A Resolution by Finance/Executive Committee authorizing the Mayor or her Designee to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1601 et. seq. of the City of Atlanta Code of Ordinances, utilizing GSA Contract GS-35F-0009T with Oracle USA, Inc., for the purchase of Consulting and Professional Services to implement the Oracle Human Resources Self-Service Module on behalf of the Department of Information Technology in an amount not to exceed two hundred seventy-nine thousand, six hundred sixty-six dollars and no cents (\$279,666.00) all contracted work shall be charged to and paid from 1001 (General Fund) 050202 (IT Applications) 5213001 (Consulting/Professional Services) 1535000 (Data

Processing/Management Information System) and for other purposes. **(Held, 11/24/08)**

FAVORABLE

Mr. Smith stated that we have now resolved the budgetary issues. HR and DIT wants to move forward with this project. We have made progress with cleaning up the data. We have the funds. Councilmember Winslow offered a motion to **Approve, 6 Yeas.**

TO AMEND THE 2008/2009 (GENERAL FUND) NON-DEPARTMENTAL BUDGET IN THE AMOUNT OF \$55,000.00

08-O-2316 (32) An Ordinance by Councilmembers C.T. Martin and Jim Maddox amending the 2008/2009 (General Fund) Non-Departmental Budget in the amount of \$55,000.00 by transferring Funds from Account _____ to the Judicial Agencies-Court Operations Salary Accounts; and for other purposes. **(Held, 11/24/08)**

HELD

ITEMS NOT ON AGENDA

08-O-2442 (1) An Ordinance by Finance/Executive Committee authorizing the Mayor or her Designee to waive the application of the Atlanta City Code, Article X, the Procurement and Real Estate Code, and authorizing the Mayor or her Designee to enter into an appropriate Renewal Agreement with Motorola Inc., for the Citywide Radio System Maintenance, on behalf of the Department of Information Technology, in an amount not to exceed one million, seven hundred fifty-five thousand, five hundred twenty-two dollars and sixty-one cents (\$1,755,522.61); all contracted work shall be charged to and paid from Fund, Department, Organization, and Account Numbers: 2151 (Emergency Telephone System) 240207 (APD E-911) 5212001 (Consulting/Professional) 3800000 (E-911) (\$1,267,487.32); 5051 (Water & Wastewater Revenue Fund) 170407 (DWM Drinking Water Facility Maintenance) 5222003 (Repair & Maintenance – Other) 4430000 (Treatment) (\$91,287.18); 5051 (Water & Wastewater Revenue Fund) 170201 (DMW Wastewater Treatments and Collections) 5222003 (Repair & Maintenance – Other) 4310000 (Sanitary Administration) (\$135,175.24); 5502 (Airport Renewal Fund) 180107 (DOA Aviation Information Systems) 5222002 (Repair & Maintenance – Equipment) 7563000 (Airport) (\$261,572.87); and for other purposes.

FAVORABLE ON FIRST READ

Chairperson Shook asked if this is time sensitive.

Mr. Smith stated that this is on behalf of APD for Motorola services already been provided. This is for maintenance. Councilmember Moore stated that this expires in June. Mr. Smith responded that there were negotiations between Law and Motorola. Councilmember Moore asked if anyone took any action or just kept it going on. Mr. Smith responded that he would get back to her. Councilmember Moore asked what is for past work and what is for future work. Mr. Smith responded that half is for January to June and the other is for the first six months of the year. Chairperson Shook asked if we should take it in. Councilmember Moore stated that when the legislation comes back the people should be able to answer the questions.

Deputy Chief Turner: addressed the Committee by stating that the contracts were internal issues. It was split between the user Departments. Councilmember Moore wants to know how you are going to resolve it in the future. Councilmember Maddox stated that he has no problem bringing it in for a First Read. He then offered a motion to **Approve on First Read, 6 Yeas, 1 Nay**. Councilmember Winslow stated that the contract started in 1997. Is Motorola going to put in the 911 System? Mr. Smith responded yes to both questions.

Continuing, Councilmember Muller asked when will the Audit and CAFR be completed. CFO Glass responded that he is asking for a 30-day extension. The Auditors are behind and we are pushing them very hard. The CAFR may not be ready by December 31st. Councilmember Muller asked what are the three goals again? CFO Glass responded that his three goals are the CAFR, the Audit and Close Out. Councilmember Muller stated that none of us will be around in the building except for special occasions. She would love to have an update regarding the encumbrances as well. CFO Glass responded that it will take some research. It is part of the Audit. There are other encumbrances in other funds as well. Councilmember Maddox stated that he will have a Work Session next week. Councilmember Hall asked where is the Pension transferrable. CFO Glass responded that he would prioritize it, but it is not in his top five. He may have to push supplemental resources to get it driven. Chairperson Shook thanked Mr. Glass for remaining here. He then thanked staff and Councilmembers for their hard work. Councilmember Moore asked about the Pension Selection Committee. Chairperson Shook responded that he has a draft and has to get with Law before it is introduced. Councilmember Maddox stated that he wanted to thank staff for all of their help as well.

ADJOURNMENT

Having no further business before the Committee, the meeting was adjourned at 6:55 p.m.

Respectfully submitted,

Jim Glass, CFO

Charlene Parker
Recording Secretary

“The Department of Finance... because customer service is important to us.”